

House File 2252 - Reprinted

HOUSE FILE 2252
BY COMMITTEE ON HUMAN
RESOURCES

(SUCCESSOR TO HSB 616)

(As Amended and Passed by the House February 22, 2022)

A BILL FOR

1 An Act relating to programs and services under the purview
2 of the department of human services including child
3 care assistance, child and family services, foster care,
4 adoption, and the dependent adult abuse information
5 registry.
6 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

1 DIVISION I

2 STATE CHILD CARE ASSISTANCE PROGRAM ELIGIBILITY

3 Section 1. Section 237A.13, subsection 1, paragraph d, Code
4 2022, is amended to read as follows:

5 d. The child's parent, guardian, or custodian is absent
6 ~~for a limited period of time~~ due to hospitalization, physical
7 illness, or mental illness, or is present but is unable to care
8 for the child ~~for a limited period~~ as verified by a physician.

9 DIVISION II

10 CHILD AND FAMILY SERVICES — FOSTER CARE SERVICE PAYMENTS

11 Sec. 2. Section 234.1, subsection 2, Code 2022, is amended
12 by striking the subsection and inserting in lieu thereof the
13 following:

14 2. "*Child*" means either a person less than eighteen years of
15 age or a person eighteen, nineteen, or twenty years of age who
16 meets all of the following conditions:

17 a. The person was placed by court order issued pursuant
18 to chapter 232 in foster care or in an institution listed in
19 section 218.1 and either of the following situations apply to
20 the person:

21 (1) After reaching eighteen years of age, the person
22 has remained continuously and voluntarily under the care
23 of an individual, as defined in section 237.1, licensed to
24 provide foster care pursuant to chapter 237 or in a supervised
25 apartment living arrangement, in this state.

26 (2) The person aged out of foster care after reaching
27 eighteen years of age and subsequently voluntarily applied for
28 placement with an individual, as defined in section 237.1,
29 licensed to provide foster care pursuant to chapter 237 or for
30 placement in a supervised apartment living arrangement, in this
31 state.

32 b. The person has demonstrated a willingness to participate
33 in case planning and to complete the responsibilities
34 prescribed in the person's case permanency plan.

35 c. The department has made an application for the person

1 for adult services upon a determination that it is likely the
2 person will need or be eligible for services or other support
3 from the adult services system.

4 Sec. 3. Section 234.35, subsection 3, Code 2022, is amended
5 to read as follows:

6 3. Payment for foster care services provided to a child
7 who is eighteen years of age or older shall be limited to the
8 following:

9 ~~a. For a child who is eighteen years of age, family~~
10 Family foster care or ~~independent supervised apartment~~ living
11 arrangements.

12 ~~b. For a child who is nineteen years of age, independent~~
13 ~~living arrangements.~~

14 ~~c.~~ For a child who is at imminent risk of becoming
15 homeless or failing to graduate from high school or to obtain
16 a general education development diploma, if the services are
17 in the child's best ~~interests~~ interest, funding is available
18 for the services, and an appropriate alternative service is
19 unavailable.

20 Sec. 4. Section 234.35, subsection 4, Code 2022, is amended
21 by striking the subsection.

22 Sec. 5. Section 237.15, subsection 2, unnumbered paragraph
23 1, Code 2022, is amended to read as follows:

24 "*Child receiving foster care*" means a child ~~defined in~~
25 ~~section 234.1~~ who is described by any of the following
26 circumstances:

27 DIVISION III

28 ADOPTION

29 Sec. 6. Section 600.5, Code 2022, is amended by adding the
30 following new subsection:

31 NEW SUBSECTION. 9A. If the parents of the person to be
32 adopted had their parental rights terminated pursuant to
33 chapter 232, the petition shall included the names of any known
34 siblings placed separately from the person to be adopted and
35 either the plan for ongoing contact between the siblings if

1 a court found that continued contact is in the best interest
2 of each sibling or a statement that the court found continued
3 contact between the siblings is not in the best interest of
4 each sibling.

5 Sec. 7. Section 600.6, Code 2022, is amended by adding the
6 following new subsection:

7 NEW SUBSECTION. 2A. If parental rights were terminated
8 pursuant to chapter 232, a copy of any court orders concerning
9 whether ongoing contact between siblings not placed with the
10 person to be adopted is in the best interest of each sibling.

11 Sec. 8. Section 600.8, subsection 1, paragraph a, Code 2022,
12 is amended by adding the following new subparagraph:

13 NEW SUBPARAGRAPH. (4) Whether the minor person to be
14 adopted was the subject of a termination of parental rights
15 proceeding pursuant to chapter 232, whether there are siblings
16 not placed with the minor person to be adopted, and whether, if
17 there are siblings, there is an ongoing relationship between
18 the siblings and the minor child to be adopted or a court order
19 finding contact between the siblings is in the best interest of
20 each sibling.

21 Sec. 9. Section 600.11, subsection 2, paragraph a, Code
22 2022, is amended by adding the following new subparagraph:

23 NEW SUBPARAGRAPH. (7) Any siblings of the person to be
24 adopted due to either an ongoing relationship or a court
25 finding that ongoing contact with the person to be adopted
26 is in the best interest of each sibling if the person to be
27 adopted was a minor child when the minor child's parents had
28 their parental rights terminated pursuant to chapter 232 and
29 the person to be adopted and the person's siblings were not
30 placed together.

31 Sec. 10. Section 600.16A, subsection 2, Code 2022, is
32 amended by adding the following new paragraph:

33 NEW PARAGRAPH. e. Subject to section 235A.15, the juvenile
34 court or court shall order the opening of the permanent
35 adoption record of the juvenile court or court, the permanent

1 termination of parental rights record under chapter 232, or
2 both, pertaining to an adopted person who is an adult, upon
3 request of the adopted person if the parents of the adopted
4 person had their parental rights terminated pursuant to chapter
5 232.

6 DIVISION IV

7 DEPENDENT ADULT ABUSE INFORMATION REGISTRY — DISCLOSURE OF
8 INFORMATION

9 Sec. 11. Section 235B.3, Code 2022, is amended by adding the
10 following new subsection:

11 NEW SUBSECTION. 8A. If, in the course of assessment,
12 evaluation, or investigation of a report of dependent adult
13 abuse, the department determines that disclosure is necessary
14 for the protection of a dependent adult's resources, the
15 department may disclose the initiation and status of the
16 dependent adult abuse evaluation to the dependent adult's bank,
17 savings association, credit union, broker-dealer as defined in
18 section 502.102, subsection 4, investment advisor as defined
19 in section 502.102, subsection 15, financial advisor, or other
20 financial institution, or the administrator as defined in
21 section 502.102, subsection 1.

22 Sec. 12. Section 235B.6, subsection 2, paragraph e, Code
23 2022, is amended by adding the following new subparagraphs:

24 NEW SUBPARAGRAPH. (20) To a bank, savings association,
25 credit union, broker-dealer as defined in section 502.102,
26 subsection 4, investment advisor as defined in section
27 502.102, subsection 15, financial advisor, or other financial
28 institution as deemed necessary by the department to protect
29 the dependent adult's resources.

30 NEW SUBPARAGRAPH. (21) To the social security
31 administration.

32 NEW SUBPARAGRAPH. (22) To the administrator as defined in
33 section 502.102, subsection 1.

34 Sec. 13. Section 235B.6, subsection 3, Code 2022, is amended
35 to read as follows:

1 3. Access to unfounded dependent adult abuse information is
2 authorized only to those persons identified in subsection 2,
3 paragraph "a", paragraph "b", subparagraphs (2), (5), and (6),
4 and paragraph "e", subparagraphs (2), (5), ~~and~~ (10), (20), (21),
5 and (22).